

ANN BAVENDER*
ANNE GOODWIN CRUMP
VINCENT J. CURTIS, JR.
RICHARD J. ESTEVEZ
PAUL J. FELDMAN
ROBERT N. FELGAR*
ERIC FISHMAN
RICHARD HILDRETH
FRANK R. JAZZO
ANDREW S. KERSTING*
EUGENE M. LAWSON, JR.
HARRY C. MARTIN
GEORGE PETRUTSAS
LEONARD R. RAISH
JAMES P. RILEY
KATHLEEN VICTORY
HOWARD M. WEISS

*NOT ADMITTED IN VIRGINIA

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET

ARLINGTON, VIRGINIA 22209-3801

(703) 812-0400

TELECOPIER

(703) 812-0486

INTERNET

www.fhh-telcomlaw.com

FRANK U. FLETCHER
(1939-1985)
ROBERT L. HEALD
(1956-1983)
PAUL D.P. SPEARMAN
(1936-1962)
FRANK ROBERSON
(1936-1961)
RUSSELL ROWELL
(1948-1977)

RETIRED
EDWARD F. KENEHAN

CONSULTANT FOR INTERNATIONAL AND
INTERGOVERNMENTAL AFFAIRS
SHELDON J. KRYS
U. S. AMBASSADOR (ret.)

OF COUNSEL
EDWARD A. CAINE*
MITCHELL LAZARUS*
EDWARD S. O'NEILL*
JOHN JOSEPH SMITH

WRITER'S DIRECT

703-812-0438

bavender@fhh-telcomlaw.com

SEP 21 1998

September 21, 1998

VIA HAND DELIVERY

Magalie Salas, Esq.

Secretary

Federal Communications Commission

1919 M Street, N.W., Room 222

Washington, DC 20554

DO NOT REPLY BY MAIL

Re: MM Dkt. 98-135, RM-9300
Lufkin, TX
Counterproposal

Dear Ms. Salas:

Transmitted herewith, on behalf of Corrigan Broadcasting Company, are an original and four copies of its Counterproposal filed in the above-referenced rulemaking proceeding to amend the FM table of allotments.

If questions arise, please contact the undersigned attorney.

Sincerely,



Ann Bavender
Counsel for
Corrigan Broadcasting Company

Enclosure

No. of Copies rec'd
List A B C D E

0-4

Before The
Federal Communications Commission
Washington, D C 20554

SEP 21 1998

In the Matter of)
)
Amendment of Section 73.202(b)) MM Dkt. No.98-135
of the Commission's Rules,) RM-9300
FM Table of Allotments)
(Lufkin, Texas))

To: Chief, Allocations Branch

COUNTERPROPOSAL

Corrigan Broadcasting Company ("CBC"), by its attorney, hereby submits its counterproposal requesting that the Commission amend Section 73.202(b) of its Rules, FM Table of Allotments, to allot FM Channel 261A to Corrigan, Texas, in lieu of to Lufkin, Texas as proposed in the Notice Of Proposed Rule Making in the above-captioned proceeding. Accordingly, CBC proposes to amend Section 73.202(b) of the Commission's Rules FM Table of Allotments as follows:

	<u>Channel No.</u>
<u>City</u>	<u>Present</u> <u>Proposed</u>
Corrigan, Texas	-- 261A

No change in existing allotments is necessary

1. If the requested allotment is made to Corrigan, CBC will apply for a

construction permit for a new FM station on Channel 261A at Corrigan, Texas. If CBC is granted a construction permit, it will promptly construct a new FM station to serve Corrigan, Texas

2. As demonstrated in the attached engineering exhibit, the allotment of Channel 261A to Corrigan, Texas can be accomplished in compliance with all minimum mileage separation requirements

3. The City of Corrigan, Texas was incorporated in 1938, and has a population of 1,764 based on the 1990 U.S. Census. It is governed by a mayor and five city council members, and served by a city clerk, city secretary, city manager, chief of police, municipal judge, municipal court clerk, and city librarian. City services include police, volunteer fire department and water and sanitation services. Corrigan is served by two medical clinics which also provide emergency transportation services. The city has its own school district, with elementary, middle, and high schools which are fully accredited by the Texas Education Agency.

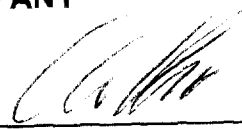
4. The City of Corrigan has a Lions Club, Veterans of Foreign Wars outpost, as well as various booster organizations. It also has a city library, various recreational activities, including youth sports programs and athletic fields, and many school related organizations including FFA. Corrigan residents worship at more than five churches located within the city.

5. Allotment of Channel 261A will provide Corrigan with its first aural service and an essential outlet for local expression. Accordingly, the allotment will serve the public interest.

WHEREFORE, for the foregoing reasons the Commission should amend
Section 73.202(b) of its rules to allot FM Channel 261A to Corrigan, Texas.

Respectfully submitted,

**CORRIGAN BROADCASTING
COMPANY**

By 
Ann Bavender

Its Attorney

Fletcher, Heald & Hildreth, P.L.C.
1300 N. 17th Street, 11th Floor
Arlington, Virginia 22209
(703) 812-0400

September 21, 1998

ENGINEERING STATEMENT

IN SUPPORT OF A

COUNTERPROPOSAL

MM Docket 98-135
RM-9300

This engineering statement is submitted in support of a counterproposal in the above rulemaking. The statement was prepared for Corrigan Broadcasting Company. Corrigan requests the following changes to Section 72.202 (b), the FM Table of Allotments:

<u>Texas</u>	<u>Present</u>	<u>Proposed</u>
Corrigan	-----	261A

The Notice of Proposed Rule Making in this proceeding, proposed the allotment of Channel 261A to Lufkin, TX. That proposal is mutually exclusive with the allotment of 261A to Corrigan, TX.

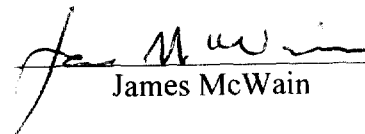
Channel 261A can be assigned to Corrigan in complete compliance with the Commission's distance separation requirements of 47 CFR 73.207.

From the reference coordinates 30-59-49N and 94-49-38W, the required 70dbu contour will entirely cover the city of Corrigan, TX.

I, JAMES MCWAIN, declare that:

1. I am familiar with the Commission's rules, and
2. That all statements and representations of fact contained in this engineering statement are true and correct of the best of my own knowledge

Date: September 18, 1998


James McWain

Corrigan Broadcasting Company

Counterproposal to RM-9300

September 18, 1998

EXHIBIT E-I

Allocation study FM Channel 261A

Area to Locate Map

60dbu Contour and Population Count

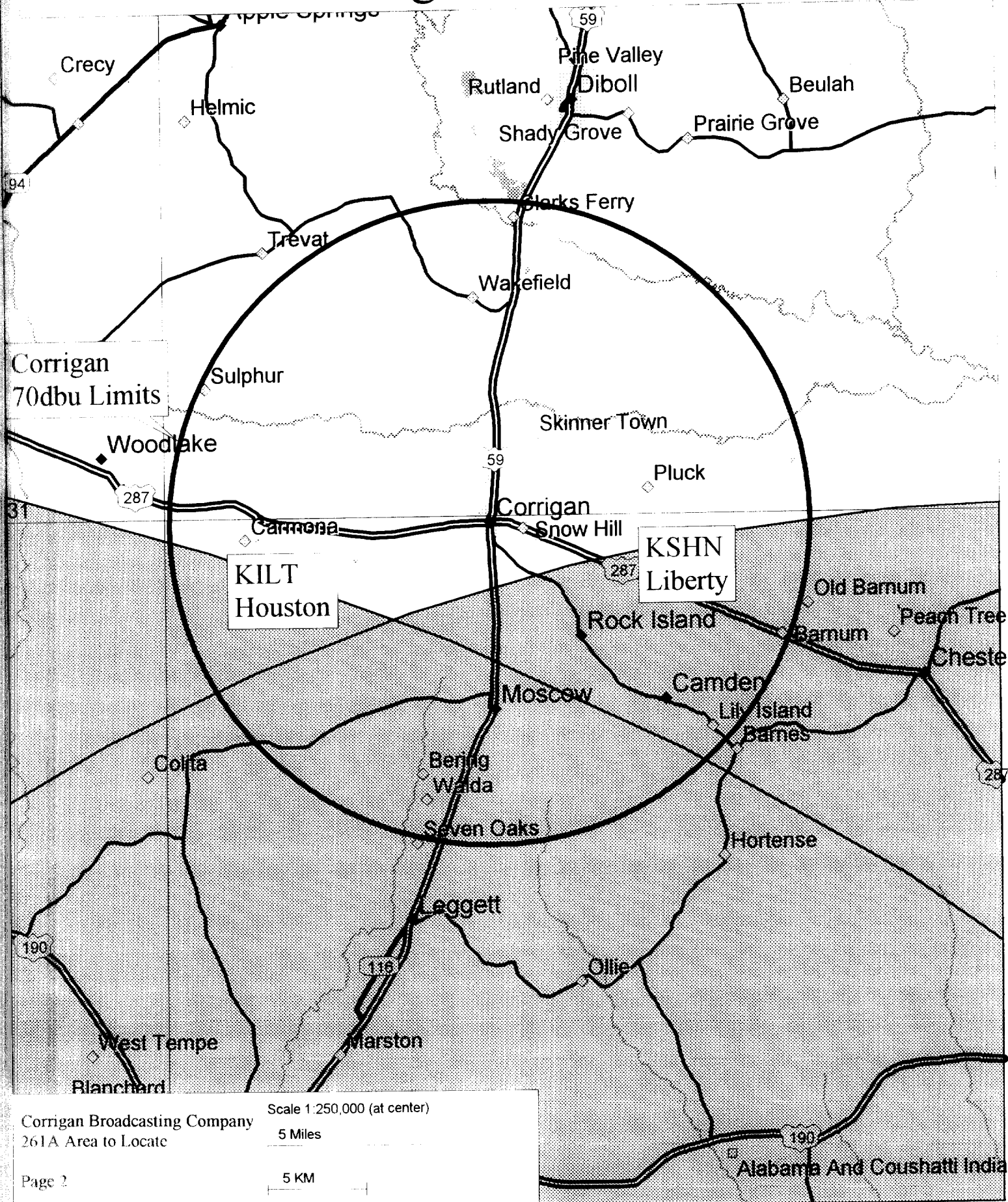
Corrigan Broadcasting Company

Study for: ADD261A CORRIGAN

Search Channel: 261
Latitude: 305949Class: A
Longitude: 944938

Call Letters	Location	Channel	Class	Bearing	Distance(km)	Required(km)	OK/Short
NEW	Bay City	208	C3	206.64	247.50	12.00	OK
KBMA	Bryan	258	A	255.23	150.60	31.00	OK
KDETFM	Center	263	A	41.40	104.45	31.00	OK
KDVE	Henderson	260	C3	1.22	125.29	89.00	OK
KILTFM	Houston	262	C	202.64	170.65	165.00	OK
KSBJ	Humble	207	C1	196.12	91.13	22.00	OK
KUST	Huntsville	259	C3	242.33	70.03	42.00	OK
KSHN	Liberty	260	C2	164.63	108.71	106.00	Close
Lufkin	Lufkin	261	A	16.92	31.68	115.00	Short
KMVLFM	Madisonville	263	C3	276.72	108.15	42.00	OK
Mineol	Mineola	260	A	340.50	206.34	72.00	OK
KGRI	Mt Enterprise	260	A	4.92	110.57	72.00	OK
KPXI	Mt Pleasant	264	C	350.39	233.89	95.00	OK
Overto	Overton	264	C2	351.79	163.06	55.00	OK
Tatum	Tatum	262	A	10.80	138.78	72.00	OK
KDVE	Tatum	262	A	9.04	154.97	72.00	OK
KVNE	Tyler	208	C1	347.69	175.02	22.00	OK
WACOFM	Waco	260	C	279.06	239.72	165.00	OK
KRTXFM	Winnie	264	C	164.63	108.71	95.00	OK
KRRVFM	Alexandria	262	C	88.97	222.05	165.00	OK
KHLA	Lake Charles	258	C1	110.75	186.91	75.00	OK
KHLA	Lake Charles	258	C	110.88	187.14	95.00	OK
Lake C	Lake Charles	258	C	110.88	187.14	95.00	OK
KBIO	Natchitoches	207	A	61.50	183.57	10.00	OK
KZBL	Natchitoches	264	C3	62.42	193.46	42.00	OK
KMJJFM	Shreveport	259	C2	29.20	204.57	55.00	OK

261A Corrigan Area to Locate



Corrigan Broadcasting Company
261A Area to Locate

Scale 1:250,000 (at center)

5 Miles

5 KM

Corrigan Broadcasting Company
261A Corrigan
Page 3

Population Count within 60dbu contour
N30-59-49.00 W94-49-38.00

Radial Properties							Distance to Contour	
True Radial Bearing	Average Elevation		Radiation Center Height Above Average Terrain		Effective Radiated Power		60.0 dBu F(50,50)	
Degrees	meters	feet	meters	feet	kW	dBk	km	mi
0.00	59.8	196.2	118.7	389.3	6.000	7.782	30.58	19.00
45.00	58.2	190.9	120.3	394.6	6.000	7.782	30.76	19.11
90.00	66.3	217.5	112.2	368.1	6.000	7.782	29.84	18.54
135.00	86.7	284.5	91.8	301.0	6.000	7.782	27.17	16.88
180.00	101.3	332.4	77.2	253.2	6.000	7.782	25.06	15.57
225.00	101.0	331.4	77.5	254.1	6.000	7.782	25.10	15.60
270.00	84.1	275.9	94.4	309.7	6.000	7.782	27.53	17.11
315.00	70.4	231.0	108.1	354.6	6.000	7.782	29.34	18.23

Radiation Center (AMSL)	178.5 meters	585.6 feet
Average Terrain	78.5 meters	257.5 feet
Radiation Center (HAAT)	100.0 meters	328.1 feet

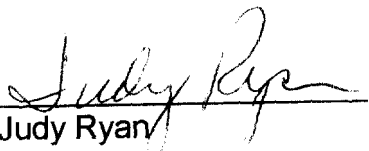
Contour	Area	
	Square km	Square mi
60.0 dBu F(50,50)	2506.3	967.7

State	County	Houses	Total	White	Hisp	Black	Asian	Ambn	Other
Texas	Angelina County	2743	7686	4477	1975	1175	2	20	37
	Polk County	3454	7136	4441	730	1739	9	212	5
	Trinity County	451	879	775	15	88	0	1	0
	Tyler County	432	882	825	11	46	0	0	0
	Total	7080	16583	10518	2731	3048	11	233	42
Total		7080	16583	10518	2731	3048	11	233	42

CERTIFICATE OF SERVICE

I, Judy Ryan, a secretary in the law firm of Fletcher, Heald & Hildreth, P.L.C., hereby certify that true copies of the aforementioned Counterproposal were served this 21st day of September, 1998, via United States First Class Mail, postage prepaid, upon:

Howard J. Barr, Esq.
Patricia M. Chuh, Esq.
Lee G. Petro, Esq.
Pepper & Corazzini, L.L.P.
1176 K Street, N.W., Suite 200
Washington, DC. 20006


Judy Ryan